IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 3253 OF 2003
IN
INTEREST TAX APPEAL (LDG.) NO. 1027 OF 2003

The Commissioner of Indocme-tax,
Mumbai. ... Appellant.

V/s.

M/s.Piem Hotels Ltd., Mumbai. ... Respondent.

Ashok Kotangale for the appellant.

P.C.Tripathi with Dinesh Vyas for the respondent.

CORAM : DR.S.RADHAKRISHNAN
and V.C.DAGA, JJ.

DATED : 9th April 2007.

P.C.:

. Heard learned counsel for the appellant and learned counsel for the respondent.

2. By this notice of motion, appellant seeks to condone delay of 165 days in filing appeal.

3. Perused notice of motion and affidavit in support thereof. For the reasons stated therein sufficient cause is made out for condoning delay in filing appeal. There is no case of inaction, negligence or want of bonafide on the part of the appellant. Hence notice of motion is made absolute in terms of prayer clause (a).

(V.C.DAGA J.) (DR.S.RADHAKRISHNAN,J.)